

Message

From: Rogers, Rick [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=BCE033A9EDE7409D944D8AE868394548-RR0GER04]
Sent: 12/1/2021 10:00:38 PM
To: Garcia, Beth [garcia.beth@epa.gov]
Subject: RE: BY TUES, 11/30; Input for state secty talking points - DC DOEE and DNREC

OK, thanks.

Rick Rogers, Chief
Water Branch (3ED30)
Enforcement and Compliance Assurance Division
U.S. EPA Region III
1650 Arch Street
Philadelphia, PA 19103
rogers.rick@epa.gov
Office: 215.814.5711
Cell: 215.341.4762

From: Garcia, Beth <garcia.beth@epa.gov>
Sent: Wednesday, December 01, 2021 4:58 PM
To: Rogers, Rick <rogers.rick@epa.gov>
Subject: RE: BY TUES, 11/30; Input for state secty talking points - DC DOEE and DNREC

Rick:

Circling back to let you know Karen gave the green light to include it b/c she already mentioned at State Directors meeting.

Thanks,
Beth

From: Rogers, Rick <rogers.rick@epa.gov>
Sent: Tuesday, November 30, 2021 5:37 PM
To: Garcia, Beth <garcia.beth@epa.gov>
Cc: Melvin, Karen <Melvin.Karen@epa.gov>; Armstrong, Joan <Armstrong.Joan@epa.gov>
Subject: RE: BY TUES, 11/30; Input for state secty talking points - DC DOEE and DNREC

Enforcement Confidential

Beth,

Here are some bullets on the two topics requested.

Nonresponsive based on revised scope

Nonresponsive based on revised scope

Nonresponsive based on revised scope

Citizen Complaint Response in DE

- In response to multiple complaints from a Sussex County, DE resident, [Ex. 6 Personal Privacy (PP)] EPA Region 3 is planning on conducting some inspections related to two of the many locations Mr. [Ex. 6 Personal Privacy (PP)] has cited as areas where he believes illegal waste disposal activities are occurring. [Ex. 5 Deliberative Process (DP)]
- Mr. [Ex. 5 Deliberative Process (DP)] only recently shared laboratory results water tests from his and his neighbors' private wells. The results indicate each well sample exceeded the MCL for nitrates. He believes that the Inland Bays Waste Water Treatment Plant (IBWWTP), operated by Sussex County, is responsible for the nitrate contamination.
- IBWWTP is not permitted under the Clean Water Act since its effluent is spray-irrigated onto fields. DNREC regulates IBWWTP under their Ground Water Protection Program.
- EPA Region 3 plans to inspect IBWWTP and spray disposal facility which is located a mile from Mr. [Ex. 6 Personal Privacy (PP)] home to look for any violations of the Clean Water Act such as industrial stormwater or surface discharge to surface waters.
- The other location is a property on Lawson Road, Sussex County which appears to have some solid waste handling/disposal occurring. Sussex County records indicate that the property is owned by RB Hauling with a P.O. box in Harbeson, DE.
- This property may need to be permitted under an industrial stormwater permit under the Clean Water Act
- Region 3 will coordinate these efforts with DNREC
- Region 3's ECAD Water Branch Chief had a call with Jennifer Roushey in DNREC on November 30, 2021 to apprise her of Region 3's tentative plans.

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From: Garcia, Beth <garcia.beth@epa.gov>
Sent: Monday, November 29, 2021 9:50 AM
To: Rogers, Rick <rogers.rick@epa.gov>
Subject: FW: BY TUES, 11/30; Input for state secty talking points - DC DOEE and DNREC

Rick:

As a follow-up to my meeting with Karen and Joan, they asked me to reach out to you to see if you have any update on inspection on the [REDACTED] letter. They also wanted to know if there's any update to the [REDACTED] letters.

If there updates, please provide them. If not, that's fine too.

Sincerely,
Beth

From: Garcia, Beth
Sent: Wednesday, November 24, 2021 2:50 PM
To: R3 ECAD_MGRs <R3_ECAD_MGRs@epa.gov>
Cc: Maldonado, Zelma <Maldonado.Zelma@epa.gov>
Subject: BY TUES, 11/30; Input for state secty talking points - DC DOEE and DNREC

Hello ECAD Managers:

Thank you so much for your feedback on the State Secretary talking points for WV and PADEP. Due to the holiday, I'm sending this request early. Onto the next, **by the next Tues, Nov. 30, 11am**, please submit your proposal for any critical hot and/or emerging issues that you feel the RA should raise during his monthly meeting with **DC DOEE and DNREC**.

You have the option of either emailing me PRIOR to the managers meeting (preferred), or raising the topic during the meeting to confirm it should be included this month.

Please respond to this email with "no input" if no hot issues for your group.

Happy Thanksgiving!

For context, we submitted the following topics last month:

**NOVEMBER 2021
STATE SECRETARIES**

Nonresponsive based on revised scope

Nonresponsive based on revised scope

DNREC

Response Letter to Citizen Inquiry

- The Region is preparing a response (for Janet McCabe's signature) to a recent email received by a citizen, Mr. [Ex. 6 Personal Privacy (PP)].
- **Background:**
- Mr. [Ex. 6 Personal Privacy (PP)] has made complaints to numerous EPA officials in the Region and HQ alleging dumping in Sussex County by Mountaineer Farms, as well as the failure of the company's septic and spray irrigation systems.
- EPA has reviewed material provided by Mr. [Ex. 6 Personal Privacy (PP)] is offering to review additional information, and is working with DNREC on this matter.
- EPA is advising Mr. [Ex. 6 Personal Privacy (PP)] to also reach out to DNREC with his concerns and information.

Nonresponsive based on revised scope